

JUL 24 2006

REMARKS

Claims 29-49 are pending in the application. Claims 29-39 were indicated as allowable. Claims 40-49 were rejected in view of Toyama et al. (USP 6,225,547). The drawings were objected to under 37 CFR 1.83(a), and corrected drawing sheets were requested.

Applicant thanks the Examiner for the careful review of the figures that resulted in identification of the need for a replacement sheet. Applicant proposes to amend Figure 1 as shown on the attached hand-markup of original Figure 1 to graphically depict the graphical lanes, animated pulses, and sound waves, such as is described on page 16 of the specification, at lines 1-11. Also, for purposes of clarity, Applicant has amended the specification to make an appropriate reference to the feature that Applicant proposes to add to Figure 1. The added graphical feature to Figure 1 is amply supported by the specification as filed, and the simple reference added to the specification also is amply supported. No new matter has been added. Applicant's attorney requests an opportunity to discuss with the Examiner any questions regarding the proposed amendment to Figure 1 or the paragraph added to the specification.

With respect to claims 40-49, in an effort to expedite this matter, Applicant has chosen to amend claim 40 to require that a portion of the display displays a sound wave representation that is rhythmically synchronized with the music playback. After a review of the Toyama reference, and in particular, the relevant portions identified by the Examiner (Figures 12-21), Applicant submits that these claims are in condition for allowance.

Finally, Applicant notes that it is still reviewing whether or not Toyama is in fact prior art to Applicant's invention. While Applicant does not admit that Toyama is in fact prior art to Applicant's invention, and Applicant may demonstrate in the future that Applicant's invention predates Toyama, Applicant has chosen herein to emphasize the clear distinction of the claimed invention over the cited references.

Reconsideration and allowance is requested.

Please charge any additional fees due, or credit any overpayment, to Deposit Account No. 50-0251.

No new matter has been added.

Respectfully submitted,



Alan R. Loudermilk
Registration No. 32,788
Attorney for Applicant(s)

July 24, 2006
Loudermilk & Associates
P.O. Box 3607
Los Altos, CA 94024-0607
408-868-1516